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Letter dated 24 January 2011 from the Chair of the Security Council Committee established pursuant to resolution 1518 (2003) addressed to the President of the Security Council

I have the honour to transmit herewith the report of the Security Council Committee established pursuant to resolution 1518 (2003) (see annex), containing an account of the Committee's activities from 1 January to 31 December 2010. The report, which was adopted by the Committee on 14 January 2011, is being submitted in accordance with the note by the President of the Security Council of 29 March 1995 (S/1995/234).

(*Signed*) U. Joy **Ogwu**
Chair
Security Council Committee established
pursuant to resolution 1518 (2003)

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Annex

Annual report of the Security Council Committee established pursuant to resolution 1518 (2003)

1. The present report of the Security Council Committee established pursuant to resolution 1518 (2003) covers the period from 1 January to 31 December 2010.

2. The previous report of the Committee, submitted to the Security Council on 22 December 2009 (S/2009/671), covered the period from 1 January to 31 December 2009.

3. For 2010, the Committee's bureau consisted of U. Joy Ogwu (Nigeria) as Chair and the delegation of Japan as Vice-Chair (S/2010/2).

4. The Committee was established by Security Council resolution 1518 (2003) of 24 November 2003 to continue to identify, in accordance with paragraphs 19 and 23 of resolution 1483 (2003), individuals and entities whose funds, other financial assets and economic resources should be frozen and transferred to the Development Fund for Iraq.

5. The Committee's list of individuals established pursuant to resolution 1483 (2003) currently contains 89 names; the Committee's list of entities established pursuant to the same resolution contains 208 names. These lists are available on the Committee's website: www.un.org/sc/committees/1518/index.shtml.

6. Although the Committee did not hold any meetings in 2010, it continued to consider relevant issues brought to its attention. In particular, the Committee received a letter dated 14 July 2010 from the Permanent Representative of Iraq to the United Nations concerning two individuals included in the Committee's list of individuals. In a letter dated 29 December 2010, the Chair replied to the Permanent Representative of Iraq to the United Nations and provided an update on the individuals concerned.

7. Several issues brought to the Committee's attention in 2007 remained pending in 2010 and continue to be under the Committee's consideration. The Chair has facilitated consultations with the relevant Committee members with a view to resolving these outstanding matters promptly.

Observations

8. The Committee wishes to recall that the Security Council decided, in resolution 1518 (2003), that the mandate of the Committee would be kept under review, and that the Council would consider authorizing the Committee to undertake the additional task of observing Member States' fulfilment of their obligations in connection with the arms embargo on Iraq as reaffirmed in paragraph 10 of resolution 1483 (2003). To date, the Committee has not been authorized to undertake any additional tasks in this regard.

9. Thus the remaining prohibitions on the supply of arms to Iraq (which excludes arms and related materiel required by the Government of Iraq) are not currently accompanied by a Security Council mechanism, such as a Security Council committee or a monitoring mechanism with a mandate to oversee implementation of these particular measures. In this connection, the Committee would like to recall that the Council, in its resolution 1546 (2004), stressed the importance for all States

to abide strictly by the remaining measures and called upon the Government of Iraq to ensure that appropriate implementation procedures are in place.

10. The Security Council may wish to consider revisiting the issue of the Committee's mandate, pursuant to paragraph 3 of resolution 1518 (2003), and in the light of the changing circumstances in Iraq. In this connection the Committee wishes to recall that by paragraph 5 of its resolution 1956 (2010), the Council directed the termination of the Development Fund for Iraq no later than 30 June 2011. The Committee notes that the termination of the Development Fund for Iraq could affect the ability of States to transfer funds in accordance with paragraph 23 of resolution 1483 (2003).